

Message Text

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ORIGIN EPA-04

INFO OCT-01 EUR-12 IO-13 ISO-00 FEA-01 USIE-00 INRE-00
ERDA-07 AID-05 CEA-01 CIAE-00 COME-00 DODE-00 EB-08
FPC-01 H-02 INR-07 INT-05 L-03 NSAE-00 NSC-05 OMB-01
PM-04 OES-06 SP-02 SS-15 STR-04 TRSE-00 ACDA-10
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APPROVED BY OES/ENP/EN;DRKING
OES/ENP/EN:GLKINTER/PGLASOE
OES/NET:MPROCHNIK
EUR/RPE:ASENS
EB/ORF/FSE:WRAMSEY
ERDA/AIA:JVANDERRY (SUBS)
IO/SCT:AJILLSON (SUBS)
-----100033Z 094081 /75-70
O R 092244Z MAR 77
FM SECSTATE WASHDC
TO USMISSION OECD PARIS IMMEDIATE
INFO USMISSION IAEA VIENNA
AMEMBASSY LONDON

UNCLAS STATE 052569

OECD PARIS FOR ROSEN, LONDON FOR BLACK

E.O. 11652: N/A

TAGS: TECH, ENGR, SENV, OECD, IMCO

SUBJECT: GUIDANCE FOR MARCH 10-11 MEETING OF NEA AD HOC
WORKING PARTY ON SEA DISPOSAL OF RADIOACTIVE WASTE

1. DUE TO CRITICAL PROGRAM COMMITMENTS, DYER UNABLE TO
ATTEND MARCH 10-11, 1977 MEETING OF THE NEA AD HOC
WORKING PARTY ON SEA DISPOSAL OF RADIOACTIVE WASTE. HOW-
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EVER, HE WILL BE IN PARIS MARCH 16, 1977, TO MEET WITH DR.
WALLAUSCHEK TO DISCUSS THE PROGRESS OF THE RECENT MEETING
TO SELECT A NEW DUMPSITE AND THE SUBJECT MEETING TO RE-
VIEW THE CONSULTATIVE AND SURVEILLANCE MECHANISM FOR SEA
DUMPING OF RADIOACTIVE WASTE.

2. THE FOLLOWING IS TO BE DRAWN ON FOR GUIDANCE IN DIS-

CUSSING 1/26/77 WORKING DOCUMENT FOR THE AD HOC WORKING PARTY ON SEA DISPOSAL OF RADIOACTIVE WASTE AT SUBJECT MEETING:

(A) SINCE THE U.S. IS A MEMBER OF BOTH NEA AND IAEA, IT IS IMPORTANT THAT IAEA'S ROLE BE CLEARLY DEFINED WITHIN THE CONTEXT OF THE NEA CONSULTATIVE AND SURVEILLANCE MECHANISM AND THAT IT BE CONSISTENT WITH THE RESPONSIBILITIES OF IAEA UNDER THE LONDON OCEAN DUMPING CONVENTION. FURTHERMORE, SINCE THE U.S. HAS SUBSTANTIVE TECHNICAL AND POLICY PROBLEMS WITH IAEA'S PROVISIONAL DEFINITION AND RECOMMENDATIONS FOR SEA DISPOSAL OF RADIOACTIVE WASTES, IT IS IMPORTANT THAT THE APPLICATION OF THE IAEA DEFINITION AND RECOMMENDATIONS TO THE NEA CONSULTATION AND SURVEILLANCE MECHANISM BE IN A MANNER WHICH DOES NOT PRESENT A CONFLICT FOR U.S. ACCEPTANCE OF THE NEA MECHANISM.

(B). TOWARDS THIS GOAL, WE REQUEST THAT THE CONCLUSIONS OF THE FEBRUARY 1977 BOARD OF GOVERNORS MEETING REGARDING IAEA FUNCTIONS IN CONTROLLING THE SEA DISPOSAL OF RADIOACTIVE WASTES BE MADE AVAILABLE, IF POSSIBLE, TO THE DELEGATES TO THE SUBJECT NEA MEETING OF THE AD HOC WORKING PARTY ON SEA DISPOSAL IN ORDER TO MORE ADEQUATELY ADDRESS THE ARTICLES REFERENCING IAEA IN THE NEA CONSULTATIVE AND SURVEILLANCE MECHANISM.

(C). WE ARE STILL HAVING DIFFICULTY WITH ARTICLE 2 (A)(III), SPECIFICALLY THE LANGUAGE REFERRING TO THE NEED TO QTE KEEP UNDER REVIEW THOSE SITES PREVIOUSLY CONSIDERED SUITABLE FOR DUMPING RADIOACTIVE WASTE;....UNQUOTE.

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OUR ULTIMATE CONCERN IS THAT PREVIOUSLY USED DUMPSITES BE KEPT UNDER SURVEILLANCE. THE LANGUAGE IN SECTION 2 (A)(III) DOES NOT RESOLVE OUR CONCERN NOR DOES THE REMARK ON PAGE 8 OF THE WORKING DOCUMENT. IT MUST BE CLEAR THAT DISUSED DUMPSITES WILL BE KEPT UNDER REVIEW IN TERMS OF POTENTIAL ENVIRONMENTAL EFFECTS OF THE DUMPED WASTES. IF THE INTENT OF ARTICLE 2 (A)(III) WAS NOT TO PROVIDE FOR THIS CONTINUING REVIEW, THEN A NEW ARTICLE SHOULD BE ADDED TO DEFINE THE RESPONSIBILITY OF NEA AND PARTICIPATING COUNTRIES TO PERIODICALLY SURVEY FORMERLY USED OCEAN DUMP SITES. '

(D). PAGE 12 OF THE WORKING DOCUMENT PRESENTS THE U.S. SUGGESTION TO DELETE THE PHRASE, QTE...OR A REFERENCE TO THE RELEVANT ASSESSMENT;....UNQTE. WHILE WE DO NOT DISAGREE WITH THE PREPARED NEA REMARK TO OUR SUGGESTION, AS IT WOULD APPLY TO A DUMPSITE ALREADY IN USE, THE FACT REMAINS THAT SUBSECTIONS (I) -(IV) OF ARTICLE 3 (B)

SPECIFICALLY PERTAIN WHEN A NEW RPT NEW DUMPING SITE IS PROPOSED. IT IS THEREFORE NOT A SITUATION OF SUCCESSIVE OPERATIONS IN THE SAME SITE, BUT A QUESTION OF HOW RELEVANT IS THE ENVIRONMENTAL AND ECOLOGICAL ASSESSMENT USED FOR ANOTHER SITE TO THE PROPOSED NEW SITE. IN GENERAL, TO DETERMINE THIS RELEVANCY WOULD REQUIRE A REVIEW AS OUTLINED IN ARTICLE 2. THEREFORE, WE CONTINUE TO RECOMMEND THE DELETION OF THIS PHRASE.

(E). ARTICLE 3 (C)(III) AND ARTICLE 7 (A): AT THE PRESENT TIME, THE IAEA DEFINITION AND RECOMMENDATIONS ARE PROVISIONAL. THEREFORE, FOR ACCURACY, NEA SHOULD REFER TO THE IAEA DOCUMENT AS THE PROVISIONAL DEFINITION AND RECOMMENDATIONS, UNLESS THEY WISH TO DEFER APPLICABILITY OF THE IAEA DOCUMENT UNTIL IT IS NO LONGER A PROVISIONAL DOCUMENT.

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(F). ARTICLE 4 (B): THE ADDITION OF THE SUGGESTED PHRASE QTE OR OF THE ENVIRONMENT COMMITTEE UNQTE AS OUTLINED ON PAGE 14 OF THE WORKING DOCUMENT DOES NOT PRESENT US WITH ANY PRACTICAL PROBLEMS AT THIS TIME. HOWEVER, PURSUANT TO THE STATEMENT OF THE DIRECTOR OF THE ENVIRONMENT DIRECTORATE OF OECD, AS PRESENTED ON PAGE 3 OF THE WORKING DOCUMENT, IT WOULD SEEM THAT HE DEEMS INAPPROPRIATE SUCH AN OPERATIONAL ROLE FOR THE ENVIRONMENT COMMIT-

TEE. WE WOULD LIKE A RESOLUTION OF THIS APPARENT INCONSISTENCY BUT HOPE OECD ITSELF CAN RESOLVE MATTER. (FYI: WE CONTINUE STRONGLY TO SUPPORT THE ADVISORY/CONSULTATIVE ROLE OF THE ENVIRONMENT COMMITTEE ON POLIC? ISSUES AS REFERRED TO IN ARTICLES 2, 6, &7. END FYI).

(G). ARTICLE 6 (B): WE SUGGEST THE FOLLOWING REVISED TEXT FOR THE FIRST SENTENCE:

QTE THE NEA REPRESENTATIVE SHALL HAVE THE RIGHT TO VERIFY BY VISUAL INSPECTION AND BY THE USE OF THE INSTRUMENTS REQUIRED FOR A PROPER RADIOLOGICAL CONTROL OF THE OPERATION, THAT THE LATTER IS BEING CARRIED OUT IN ACCORDANCE WITH THE FINAL CONDITIONS ADOPTED PURSUANT TO ARTICLE 4 (F) AND,...UNQTE.

(H). ARTICLE 6 (D): IT IS NOT CLEAR AS TO WHAT ALTERNATIVES MAY ENSUE AFTER THE NEA SECRETARIAT HAS INFORMED THE STEERING COMMITTEE FOR NUCLEAR ENERGY THAT THE COMPETENT NATIONAL AUTHORITY HAS RESUMED THE DUMPING OPERATION AFTER IT HAS BEEN SUSPENDED. THE TEXT OF THE PRESENT NEA SURVEILLANCE AND CONSULTATIVE MECHANISM DOES

NOT ADDRESS THIS POINT.

(I). ARTICLE 7 (C): WE REITERATE OUR SUGGESTION TO
DELETE THE PHRASE, QTE WITH THE APPROVAL OF THE PARTICI
PATING COUNTRY OR COUNTRIES HAVING CARRIED OUT AN
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OPERATION...UNQTE.

3. PER MARCH 9 TELECON, WE REAFFIRM OUR HOPE THAT ROSEN
WILL BE ABLE TO COVER SUBJECT MEETING, VICE DYER, DRAWING
ON PRECEDING MATERIAL AS APPROPRIATE.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INSTRUCTIONS, WATER POLLUTION, OCEANS, RADIOACTIVE WASTES DISPOSAL
Control Number: n/a
Copy: SINGLE
Sent Date: 09-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: RDYER:SRS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770081-0864
Format: TEL
From: STATE
Handling Restrictions: n/a
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Message ID: 75c5d1ba-c288-dd11-92da-001cc4696bcc
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Original Previous Classification: n/a
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Review Action: RELEASED, APPROVED
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Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
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Review Withdrawn Fields: n/a
SAS ID: 3158054
Secure: OPEN
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TAGS: TECH, ENRG, SENV, OECD, IMCO
To: OECD PARIS
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/75c5d1ba-c288-dd11-92da-001cc4696bcc
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Margaret P. Grafeld
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